

Stutzman	Tiahrt	Walden
Sullivan	Tiberi	Westmoreland
Taylor	Turner	Wilson (SC)
Thornberry	Upton	

NOT VOTING—90

Ackerman	Delahunt	Murphy (NY)
Andrews	Diaz-Balart, L.	Murphy, Patrick
Arcuri	Djou	Murphy, Tim
Baca	Fallin	Napolitano
Baird	Galleghy	Ortiz
Barrett (SC)	Granger	Pastor (AZ)
Barrow	Green, Al	Paul
Barton (TX)	Griffith	Peters
Bean	Gutierrez	Pingree (ME)
Becerra	Harman	Quigley
Berkley	Himes	Radanovich
Berry	Hinojosa	Reyes
Bishop (GA)	Hodes	Rodriguez
Boustany	Johnson (GA)	Ros-Lehtinen
Boyd	Johnson, E. B.	Ross
Brady (PA)	Johnson, Sam	Rothman (NJ)
Brown (SC)	Jones	Rush
Brown-Waite,	Kilpatrick (MI)	Salazar
Ginny	Kind	Schwartz
Calvert	Latham	Speier
Camp	Lipinski	Stark
Cardoza	Marchant	Stupak
Carson (IN)	McCarthy (NY)	Towns
Clay	McCollum	Velázquez
Conyers	McIntyre	Wamp
Culberson	McMorris	Wasserman
Davis (AL)	Rodgers	Schultz
Davis (CA)	Meeks (NY)	Waters
Davis (IL)	Miller, Gary	Whitfield
Davis (TN)	Mitchell	Wittman
DeGette	Moran (KS)	Young (FL)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Two minutes remain in this vote.

□ 1620

Mr. ROGERS of Alabama changed his vote from “nay” to “yea.”

So (two-thirds not being in the affirmative) the motion was rejected.

The result of the vote was announced as above recorded.

PERSONAL EXPLANATION

Mr. DAVIS of California. Mr. Speaker, on Friday, December 17, 2010, I missed the following votes.

Had I been present, I would have voted: “yea” on rollcall No. 652; “yea” on rollcall No. 653; and “yea” on rollcall No. 654.

PERSONAL EXPLANATION

Mr. AL GREEN of Texas. Mr. Speaker, today I was unavoidably detained and missed the votes on:

Adjournment Resolution (H. Con. Res. 336—Sine Die Adjournment) Although H. Con. Res. 336 passed by a vote of 196–153, I respectfully request the opportunity to record my position. Had I been present I would have voted “yea” on rollcall 652.

H. Res. 1776—Rule providing for consideration of H.J. Res. 105—Making further continuing appropriations for fiscal year 2011. Although H. Res. 1776 passed by a vote of 184–159, I respectfully request the opportunity to record my position. Had I been present I would have voted “yea” on rollcall 653.

H.R. 2142—Government Efficiency, Effectiveness, and Performance Improvement Act of 2009 to require the review of Government programs at least once every 5 years for purposes of assessing their performance and improv-

ing their operations, and to establish the Performance Improvement Council. Although H.R. 2142 failed under a suspension vote by a vote of 212–131, I respectfully request the opportunity to record my position. Had I been present I would have voted “yea” on rollcall 654.

LEGISLATIVE PROGRAM

(Mr. HOYER asked and was given permission to address the House for 1 minute.)

Mr. HOYER. Ladies and gentlemen of the House, the situation we find ourselves in at this point in time is as follows: I have talked to the leader. He has talked to Senator MCCONNELL. They cannot assure us that they will be able to either pass anything tonight or send us anything tomorrow. They don't have an agreement.

In light of that, it is my judgment that the only alternative available to us is to pass, obviously, this short-term CR, which will keep the government open through Wednesday. We will leave after the last vote in this series, returning Tuesday at 10, with the first votes expected at 11.

Senator REID believes that by Monday they will be able to pass some continuing resolution or some appropriation process for some period of time. We don't know what that is. I just talked to Senator REID 10 minutes ago. There is not an agreement on that.

I know that this is not a happy circumstance during the holiday period, to have to return here; but it would be less happy if we waited here this evening, tomorrow, Sunday and Monday with the Senate not sending us anything. I don't think that is fair to you.

As a result, it is my intent that we will leave here after the last votes on this CR and send it to the Senate. The Senate will take it and will pass it. Senator MCCONNELL and Senator REID have agreed that they will pass this.

It is a simple CR, as Chairman OBEY and Mr. LEWIS will explain, and I think that will accommodate us, to the extent it is possible to accommodate us at this time.

I know everybody would like to finish today and go home for the holidays until we return January 5. I am in that rank myself. But we are where we are. That seems to me the best way to accommodate all of you, while at the same time accommodating our responsibility to take the action that is necessary to keep the government operating.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, December 17, 2010.

Hon. NANCY PELOSI,
Speaker, House of Representatives, U.S. Capitol,
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on December 17, 2010 at 3:15 p.m.:

That the Senate passed S. 1481.

That the Senate passed with amendments H.R. 5901.

That the Senate passed without amendment H.R. 4973.

With best wishes, I am

Sincerely,

LORRAINE C. MILLER.

PARLIAMENTARY INQUIRY

Mr. McDERMOTT. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore (Mr. DRIEHAUS). The gentleman will state his inquiry.

Mr. McDERMOTT. Mr. Speaker, my question is, if we take one of these green cards and sign it and have it sent back by certified mail, would that be acceptable as a vote in the House, if you are more than 1,000 miles from the Capitol?

The SPEAKER pro tempore. The gentleman has not stated a parliamentary inquiry.

FURTHER CONTINUING APPROPRIATIONS, FISCAL YEAR 2011

Mr. OBEY. Mr. Speaker, pursuant to the rule, I call up the joint resolution (H.J. Res. 105) making further continuing appropriations for fiscal year 2011, and for other purposes, and ask for its immediate consideration.

The SPEAKER pro tempore. Pursuant to House Resolution 1776, the joint resolution is considered read.

The text of the joint resolution is as follows:

H.J. RES. 105

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Continuing Appropriations Act, 2011 (Public Law 111-242) is further amended by striking the date specified in section 106(3) and inserting “December 21, 2010”.

The SPEAKER pro tempore. The gentleman from Wisconsin (Mr. OBEY) and the gentleman from California (Mr. LEWIS) each will control 30 minutes.

The Chair recognizes the gentleman from Wisconsin.

Mr. OBEY. Mr. Speaker, this resolution is very simple. The continuing resolution under which we are now operating expires at midnight on Saturday. This simply extends that underlying resolution to midnight Tuesday.

I urge support.

I reserve the balance of my time.

Mr. LEWIS of California. Mr. Speaker, I do not intend to use any of my time to speak, except to express my appreciation for the sentiments of the gentleman from Washington about our mailing our votes across the country.